

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Thomas L. CANTOR et al.

Serial No.: 10/617,489

Filing Date: July 10, 2003

For: METHODS, KITS AND ANTIBODIES  
FOR DETECTING PARATHYROID  
HORMONE

Examiner: C. Cheu

Group Art Unit: 1641

Confirmation No.: 4476

**RENEWED PETITION TO EXPUNGE INFORMATION  
UNDER 37 C.F.R. § 1.59 (b)**

MS Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. § 1.59(b) and MPEP § 724, Applicants hereby re-petition the Commissioner to have the document submitted in the above-identified application with the Supplemental Information Disclosure Statement filed under MPEP § 724.02 on October 29, 2009 expunged. A Petition Decision dated November 5, 2009 “Dismissed” the Petition to Expunge Information originally submitted with the Supplemental Information Disclosure Statement on October 29, 2009.

The November 5, 2009 Petition Decision instructed the Applicants to resubmit the Petition to Expunge Information subsequent to a Notice of Allowability. A Notice of Allowability was mailed on November 30, 2009. The Petition Decision also states that no additional petition fee will be required at that time. Accordingly, no fees are included with this resubmitted Petition to Expunge Information. Applicants attach a copy of the originally submitted documents and Petition Decision as Exhibit A.

Pursuant to MPEP § 724.05(A) and (B), Applicants believe expungement of the information is appropriate for the document listed on the attached Form PTO/SB/08a/b from October 29, 2009 because it is **SUBJECT TO PROTECTIVE ORDER**. The document is from *Scantibodies Laboratory, Inc. v. Immunotopics, Inc.*, Case No. 2009-1481 at the United States Court of Appeals for Federal Circuit. This document has not otherwise been made public.

Applicants acknowledge that upon the grant of this petition and return of the document that is **SUBJECT TO PROTECTIVE ORDER**, Applicants will preserve the document for the entire term of the patent in accordance with MPEP § 724.05 (C). Please return the document to the undersigned.

Pursuant to MPEP § 725.05 (D), Applicants hereby state that this petition is being submitted by, or on the behalf of, the party in interest who originally submitted the information.

In the unlikely event that the transmittal form is separated from this document and the Patent and Trademark Office determines that an extension and/or other relief (such as payment of a fee under 37 C.F.R. § 1.17 (p)) is required, Applicants petition for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petition and/or other fees due in connection with the filing of this document and the Issue Fee Transmittal form submitted herewith to **Deposit Account No. 03-1952** referencing **532212000623**.

Dated: February 26, 2010

Respectfully submitted,

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